OGC 78-1972 3 April 1978

MEMORANDUM FOR: Deputy Director for Administration

STATINTL

FROM:

Assistant General Counsel

SUBJECT:

Processing of Traffic Citations Issued on the

Agency Headquarters Compound

1. In accordance with your instructions, the attached package is returned to you for your further consideration.

- 2. At present there are two proposals before the house. One, suggested by the Office of Security, would vest full responsibility for enforcement of Headquarters parking regulations on the Federal Protective Officers and the U.S. Magistrates Court. The clear advantage of this system is the minimal Agency involvement. I understand, however, that a further refinement of this proposal would allow individuals a set amount of time to appeal tickets to Security before they are forwarded to Alexandria. This would allow "unjust" tickets to be cancelled and also allow those persons whose cover situation is sensitive to have tickets cancelled if OGC can persuade the U.S. Attorney's Office to dismiss the case on national security grounds. Without this refinement this proposal could cause security hazards; with the refinement a double standard for employees is established, at least to some degree.
- 3. A second alternative, one suggested by the U.S. Magistrates and the U.S. Attorney, which is presented in the attached MAG paper rests full responsibility for enforcing the parking system with the Agency. There is some thought that this approach might be even more effective than a system of fines in discouraging abuses of the parking system. Cover and security problems would be eliminated, no lists of Agency employees would be accumulated on a court docket and no double standard for employees with different cover statuses would be established. Admittedly, there would be an added administrative burden on the Agency.
- 4. A third alternative, which you suggested, seeking assistance of Fairfax County officials, would require a change in the County ordinance

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which now allows County Police to enforce parking regulations only on State or County land. Bob Horan, Commonwealth Attorney, Fairfax County, did not rule out the possibility that the Board of Supervisors could be persuaded to change the ordinance to include Federal property and he volunteered to assist the Agency but this would not be a simple process. Mr. Horan also approached the Chief Judge of the Circuit Court on our behalf and was informed that because of the very heavy case load of the Fairfax County courts our cases would probably have to be folded in with the rest of the cases. It was not clear, therefore, that the "special treatment" which you had envisioned would be possible.

Attachment

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